



ATTORNEY DOCKET NO. 46883/262503

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

MAR 24 2004

OFFICE OF PETITIONS

In re Application of:

Freishtat, et al.

Serial No.:

09/922,753

Filed:

August 6, 2001

For:

SYSTEMS AND METHODS TO FACILITATE SELLING
OF PRODUCTS AND SERVICES

Art Unit: 3627

Examiner: Harle

I hereby certify that this correspondence is being
deposited with the United States Postal Service
on March 18, 2004 with
sufficient postage as first-class mail in an
envelope addressed to: Assistant Commissioner
for Patents, P. O. Box 1450, Mail Stop Petition,
Alexandria, VA 22313-1450.

Kathleen Bennett
Kathleen Bennett

Assistant Commissioner for Patents
P. O. Box 1450 MS Petition
Alexandria, VA 22313-1450

Attorney Docket No.: 46883/262503

TRANSMITTAL OF PETITION UNDER 37 CFR 1.137(f)

Sir:

A Rescission of Nonpublication Request was not previously submitted
in this case, and, subsequent to the filing of the above-referenced patent application,
Patent Cooperation Treaty patent application No. US01/48046 was filed on
October 6, 2001. Accordingly, the undersigned submits herewith a *Petition for
Revival of an Application for Patent Abandonment for Failure to Notify the Office of
a Foreign or International Filing* under 37 CFR 1.137(f) (Form PTO/SB 64a).

Additionally, the undersigned submits herewith a *Rescission of Nonpublication Request 35 U.S.C. 122(b)(2)(B)(ii) and, if Applicable, Notice of Foreign Filing (35 U.S.C. 122(b)(2)(B)(iii) (Form PTO/SB/36).*

The undersigned also submits herewith the small entity Petition fee of \$665.00 as specified by 37 CFR 1.17(m). The undersigned believes that no additional fees are due. However, if additional fees are due, the undersigned authorizes the Commissioner to charge any necessary fees to Deposit Account 11-0855.

Please contact the undersigned with any questions or comments.

Respectfully submitted,

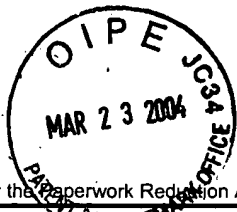


Michael J. Turton, Reg. No. 40,852

Date: March 18, 2004

KILPATRICK STOCKTON LLP
1100 Peachtree Street, Suite 2800
Atlanta, GA 30309-4530
404-815-6061

Attorney Docket No. 46883/262403



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL
FILING (37 CFR 1.137(f))**

Docket Number (Optional)

First named inventor: **FREISHTAT, GREGG**Application No.: **09/922,753**Art Unit: **3627**Filed: **AUGUST 6, 2001**Examiner: **HARLE**Title: **SYSTEMS AND METHODS TO FACILITATE SELLING PRODUCTS AND SERVICES**

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 872-9306

RECEIVED**MAR 24 2004****OFFICE OF PETITIONS**

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION
UNDER 37 CFR 1.137(b)

1. Petition fee

☒ Small entity-fee \$ **\$665.00** (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign or international application is **October 6, 2001**.

03/24/2004 AWONDAF1 00000067 09922753

01 FC:2453

665.00 OP

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

[NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

March 18, 2004

Date

Telephone Number: 404-815-6061



Signature

MICHAEL J. TURTON, Reg. No. 40,852

Typed or printed name
KILPATRICK STOCKTON LLP

1100 Peachtree St., Suite 2800

Address
Atlanta, GA 30309-4530

Enclosures: ☒ Fee Payment

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

Address

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

March 18, 2004

Date



Signature

Kathleen Bennett

Type or printed name of person signing certificate